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Therapy Examiners

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STATE OF NEW JERSEY  
DIV. OF CONSUMER AFFAIRS  
BOARD OF MARRIAGE  
& FAMILY THERAPY

2010 SEP 28 P 3:04

**FILED**

*October 7, 2010*

STATE OF NEW JERSEY  
BOARD OF MARRIAGE AND FAMILY THERAPY EXAMINERS  
PROFESSIONAL COUNSELOR EXAMINERS COMMITTEE

*Erin J. L. [Signature]*

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
PROFESSIONAL COUNSELOR EXAMINERS  
COMMITTEE OF THE STATE BOARD OF  
MARRIAGE AND FAMILY THERAPY EXAMINERS

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IN THE MATTER OF THE  
SUSPENSION OR REVOCATION OF  
THE LICENSE OF

Administrative Action

JAMES J. NEILL, M.Ed, LPC  
LICENSE No. 37PC00147400

CONSENT ORDER

TO PRACTICE PROFESSIONAL  
COUNSELING IN THE STATE  
OF NEW JERSEY

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This matter was opened before the Professional Counselor Examiners Committee (hereinafter "the Committee") of the New Jersey State Board of Marriage and Family Therapy Examiners (hereinafter "the Board") upon review of Mr. Joseph Titone's application for licensure as a Professional Counselor. Mr. Titone disclosed in his application that he completed 2,000 hours of supervised counseling in a for-profit setting, under the supervision of respondent, James

J. Neill, M.Ed., LPC. Mr. Titone disclosed that he began providing counseling services from November 2005 through November 2007, at a time he was not licensed as an Associate Counselor. Respondent, signed the Documentation of Supervised Experience form admitting that he was Mr. Titone's supervisor in a for-profit setting.

It appears to the Committee that respondent, as Mr. Titone's supervisor, aided and abetted the unlicensed practice of professional counseling. Respondent permitted and supervised Mr. Titone's counseling in a for-profit private practice setting despite Mr. Titone's lack of an associate professional counselor license, the minimum requirement for provision of such services in a for-profit setting in New Jersey.

Having reviewed the entire record, the Committee finds that respondent has aided and abetted the unlicensed practice of professional counseling in violation of N.J.S.A. 45:1-21(n) and N.J.S.A. 45:8B-39(a). It appearing that the respondent desires to resolve this matter without further proceedings, and the Committee finding this Consent Order to be adequately protective of the public interest, and other good cause appearing;

IT IS THEREFORE ON THIS 7th DAY OF October, 2010

**ORDERED:**

1. Respondent shall immediately cease and desist from aiding and abetting the unlicensed practice of professional counseling, in violation of N.J.S.A. 45:1-21(n) and N.J.S.A. 45:8B-39(a).

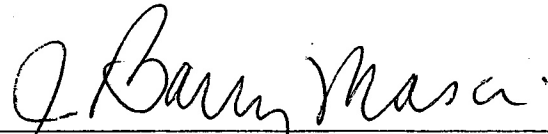
2. Respondent is reprimanded for aiding and abetting the

unlicensed practice of professional counseling, in violation of N.J.S.A. 45:1-21(n) and N.J.S.A. 45:8B-39(a).

3. Respondent shall pay a civil penalty in the amount of five hundred dollars (\$500.00). Payment shall be made by certified check or money order, payable to the "State of New Jersey" and sent to Elaine DeMars, Executive Director, Professional Counselor Examiners Committee, P.O. Box 45044, Newark, New Jersey 07101. The civil penalty shall be paid simultaneously with the signing of the within order.

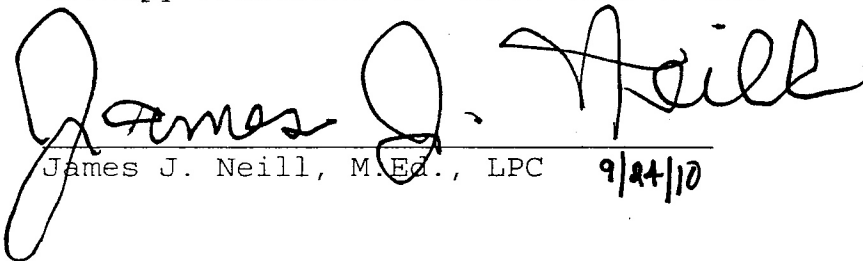
4. Failure to remit payment as required by this Order will result in the filing of a Certificate of Debt and such other proceedings as are permitted by law.

PROFESSIONAL COUNSELOR EXAMINERS  
COMMITTEE OF THE NEW JERSEY STATE  
BOARD OF MARRIAGE AND FAMILY THERAPY  
EXAMINERS



J. Barry Mascari, Ed.D, LPC  
President

I have read the above Order and I understand and agree to abide by its terms. Consent is hereby given to the Professional Counselor Examiners Committee of the State Board of Marriage and Family Therapy Examiners to enter this Order.



James J. Neill, M.Ed., LPC 9/24/10